

REMARKS

The office action of September 28, 2005 has been reviewed and its contents carefully noted. Reconsideration of this case, as amended, is requested. Claims 1-11 remain in this case. Claim 1 is independent which is hereby amended. Further, dependent claims 6, 9-11 are hereby amended as well. Support for the amendment is found throughout the instant patent application. Applicant submits that no new search is required based upon the present response, and that the timely allowance of the claims are respectfully requested.

I. REJECTION(S) UNDER 35 U.S.C. §112

Claims 9-11 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for alleged failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 9-11 are hereby amended to overcome the rejection.

III. REJECTION(S) UNDER 35 U.S.C. §103

Claims 1-6, 10, 11 and 35-37 were rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over United States Patent No. 6,947,900 to Giordano, hereinafter merely Giordano.

Claim 1 recites, *inter alia*:

“under control of the vendor server system, providing the customer
with a list of books including the third set of books;

under control of the vendor server system, providing selection means
associated with each one of the third set of books within the
list;

under control of the customer system, selecting or deselecting each selection means associated with each of the third set of books within the list;

under control of the customer system, using the selected list for entering book orders by selecting from the second set of books and using the third set of books as an indicator; ”
(emphasis added)

As understood by Applicant, Giordano relates to a method and apparatus for automatic product listing. On-line purchasing of products from an electronic commerce (e.g., a Web page) seller is assisted by providing users who are unitized into individual patients with a list of previously purchased products (drugs) by each unit or individual patient. The list of products can be used for simplified reordering of a product previously purchased by the patient. Additional product information can also be provided when a product is selected from the list.

The ordering of drugs by a single patient inherently has its characteristics. For example, the number of drug types is limited. Therefore, no selecting or deselecting each selection means associated with each of the third set of books within the list. Further, Giordano does not teach or suggest under control of the vendor server system, providing the customer with a list of books including the third set of books; under control of the vendor server system, providing selection means associated with the third set of books within the list; under control of the customer system, selecting or deselecting each selection means associated with each of the third set of books within the list; under control of the customer system, using the selected list for entering book orders by selecting from the second set of books and using the third set of books as an indicator; all as claimed in claim 1.

Therefore claim 1 is believed to be patentable. Reconsideration and withdrawal of the rejection are respectfully requested.

IV. DEPENDENT CLAIMS

With regard to dependent claims, they are patentable by virtue of their dependency, as well as additional features they respectively claim.

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CONCLUSION

Applicant believes no new search is needed by the Examiner. Applicant further believes the claims, as amended, are patentable over the prior art, and that this case is now in condition for allowance of all claims therein. Such action is thus respectfully requested. If the Examiner disagrees, or believes for any other reason that direct contact with Applicants' attorney would advance the prosecution of the case to finality, he is invited to telephone the undersigned at the number given below.

Respectfully submitted,

WU & CHEUNG, LLP

Dated: December 28, 2005

By: 

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